IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION NO. 3075 OF 2007
IN
WRIT PETITION NO. 3940 OF 2005

Ashok Bapurao Bhange & Ors.
Vs.
State of Maharashtra & Ors.

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

CORAM : J. P. DEVADHAR AND
B.P. DHARMADHIKARI, JJ.
JULY 03, 2007.

Heard Shri Adbe, learned counsel for the petitioners, Smt. Wandile, learned AGP for respondent No.1 and Shri Shaikh, learned counsel for respondents No. 2 & 3.

There is no appearance for respondents No. 4 to 9, though they are served.

Fresh seniority list is prepared and it is an admitted position that some of the respondents are shown as juniors to the petitioners.

In the circumstances, reasoning put forth in reply and sought to be canvassed

before us for not implementing the seniority list does not appear to be genuine. It is an admitted position that junior persons are being benefitted and Respondents No. 2 & 3 are permitting them to get emoluments on promotional post. It is therefore, also clear that public revenue may be prejudiced if the petitioners are also required to be paid the salary on the promotional post for the very same period.

We, therefore, direct Respondents No. 2 & 3 to revert such persons who are juniors to the petitioners and promote the petitioners if they are otherwise eligible, within a period of one month from today.

JUDGE **JUDGE**

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